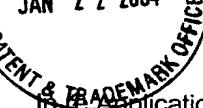


150
JAN 22 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



in the application of:

Beka SOLOMON

09/441,140

Appln. No.: 09/441,130

Filed: November 16, 1999

For: PREVENTION OF PROTEIN
AGGREGATION

ATTY.'S DOCKET: SOLOMON=1R

Conf. No.: 3910

Art Unit: 1647

Examiner: C. Nichols

Washington, D.C.

January 22, 2004

RECEIVED
JAN 29 2004
TECH CENTER 1600/233

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Honorable Commissioner for Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window, Mail Stop AF
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the final rejection (or the rejection of claims for at least the second time), dated August 22, 2003, of the Primary Examiner. The claims appealed are claims 1-4 and 126-149.

The item(s) checked below are appropriate:

Small Entity Status: Applicant(s) claim small entity status. See 37 CFR 1.27.

The fee has been calculated as shown below:

\$330.00

\$165.00 (small entity)

Not required (fee paid in prior appeal)

Applicant hereby petitions for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity
Response Filed Within

First - \$ 55.00

Second - \$210.00

Third - \$475.00

Fourth - \$740.00

month after time period set

Other Than Small Entity
Response Filed Within

First - \$ 110.00

Second - \$ 420.00

Third - \$ 950.00

Fourth - \$1480.00

month after time period set

Less fees (\$ _____) already paid for _____ months extension of time on _____.

A check in the amount of \$ _____ is attached. (Check No. _____)

Credit Card Payment Form, PTO-2038, is attached, authorizing the amount of \$ 750.00.

Please charge any deficit in the fee paid herewith to my Deposit Account No. 02-4035.

01/23/2004 HDEMESS1 00000056 09441130

01 FC:1401 330.00 OP

01/23/2004 HDEMESS1 00000056 09441130

02 FC:1252 420.00 OP

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Respectfully submitted,
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Attorneys for Applicant(s)

By:

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